

FEDERAL COMMUNICATIONS COMMISSION
445 TWELFTH STREET, SW
WASHINGTON, DC 20554

AUG 12 2011

MEDIA BUREAU
AUDIO DIVISION
APPLICATION STATUS: (202) 418-2730
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Virtues Communications Network LLC
P.O. Box 215
King Park, NY 11754

In re: NEW(FM), Twentynine Palms, CA
Facility ID No.: 189522
Virtues Communications Network LLC
("VCN")
BNPH-20110630AJD

Dear Applicant:

The staff has under consideration the above-captioned FM Auction No. 91 application, as amended on August 8, 2011, proposing a new station in Twentynine Palms, CA.

An engineering study reveals that the facility specified in the application fails to meet the minimum spacing requirement of 47 C.F.R. § 73.207. Specifically, the facility is short-spaced by 7 kilometers to the first-adjacent channel Class A licensed facility (BLH-19951010KB) of KXSB(FM), Big Bear Lake, CA. VCN recognizes this short-spacing and requests processing pursuant to 47 C.F.R. § 73.215. However, the proposed interfering contour (54 dBu) would cause overlap to the protected contour (60 dBu) of KXSB by as much as 1.9 kilometers between the azimuths from 300°T to 311°T. Therefore, the application must be amended to demonstrate compliance with § 73.215.

Further action on the subject application will be withheld for a period of thirty (30) days from the date of this letter to provide an opportunity to submit the requested information. Failure to respond within this time period will result in the dismissal of the application for failure to prosecute pursuant to 47 C.F.R. § 73.3568(a)(1).

Sincerely,



Rodolfo F. Bonacci
Assistant Chief
Audio Division
Media Bureau